

Assembly Bill No. 772

CHAPTER 669

An act to add Article 3.5 (commencing with Section 14055) to Chapter 1 of Part 5 of, and to repeal Section 14033 of, the Government Code, relating to transportation.

[Approved by Governor September 20, 1996. Filed
with Secretary of State September 23, 1996.]

LEGISLATIVE COUNSEL'S DIGEST

AB 772, Aguiar. Department of Transportation: federal funds.

Existing law authorizes the Department of Transportation to coordinate applications, or to act as an applicant, for grants of federal funds in order to provide mass transit services to meet the special needs of elderly and disabled persons pursuant to a federal program that allocates funds to certain private nonprofit corporations and associations.

This bill would recast that provision to continue to provide the department with that authorization in conformance with federal statutory provisions.

The bill would set forth certain legislative findings and declarations.

The people of the State of California do enact as follows:

SECTION 1. Section 14033 of the Government Code is repealed.

SEC. 2. Article 3.5 (commencing with Section 14055) is added to Chapter 1 of Part 5 of the Government Code, to read:

Article 3.5. Elderly and Disabled Persons

14055. The Legislature finds and declares all of the following:

(a) Elderly persons and persons with disabilities have the same rights as other persons to utilize mass transportation facilities and services.

(b) As administered by the state, funding under Section 5310 of Title 49 of the United States Code is dedicated to providing special transportation for elderly persons and persons with disabilities in all areas of the state, including urban, small urban, and rural areas.

(c) The goal of this federal program is to improve mobility for elderly persons and persons with disabilities for whom mass transportation services are unavailable, insufficient, or inappropriate.

(d) Additionally, the federal program should be coordinated with other area paratransit service providers and the consolidated transportation service agency designated pursuant to Section 15975, where applicable.

(e) Within the state, those eligible to receive grants shall include all of the following:

(1) Nonprofit corporations and associations which provide transportation services for elderly persons and persons with disabilities.

(2) Public agencies approved to coordinate services for elderly persons and persons with disabilities, including a consolidated transportation service agency designated pursuant to Section 15975.

(3) Public agencies that certify that no nonprofit corporations or associations are readily available in an area to provide the service.

14055.1 The department shall act as the applicant for grants of funds to provide mass transit services to meet the special needs of elderly persons and persons with disabilities pursuant to Section 5310 of Title 49 of the United States Code. The department shall coordinate the funding and administration of available funds as prescribed by this article.

14055.2. Funds made available to the department shall be allocated as follows:

(a) Not more than 5 percent of the annual federal apportionment may be retained by the department for the cost of administering grants.

(b) The remaining funds shall be allocated by the department, as directed by the commission, consistent with the provisions Section 14055.

14055.3. The commission shall establish an appeals process.

14055.4. Prior to approving its program of projects, the commission shall hold not less than one public hearing.

